



Intellectual Property (Law 388)
Spring 2009
Professor Eric Goldman

1. **SESSIONS.** The course meets in Bannan 331 every MW 1:10 pm to 2:25 pm from January 12 to April 27. We will not meet 1/19 (MLK birthday), 2/9 (traveling), 2/16 (we meet 2/17 instead), 3/2 and 3/4 (Spring Break).
2. **BOOKS.** Merges, Menell & Lemley, *Intellectual Property in the New Technological Age, revised* 4th edition 2006 (ISBN 978-0-7355-6989-8), plus the small coursepack I'll distribute at our first meeting.
3. **READINGS** (subject to change).

Introduction and Overview (approx. 1 week): 1-31

Trade Secrets (approx. 2 weeks): 33-115

Patents (approx. 3 weeks): 117-274 (skip 169-173, 179-182 and 237-240), 311-370

Copyright (approx. 3½ weeks): 383-580, 625-632

Trademarks (approx. 3 weeks): 633-692, 715-740, Pillsbury v. Milky Way (in coursepack), 787-833

Publicity Rights (approx. 1 week): 901-931

Notes: We will discuss the casebook problems only rarely, so feel free to skim them. Please read all statutes in the casebook carefully.

4. **GRADING.**

Attendance

In-class material and discussions are crucial to this course, so I expect you to attend every class. However, because our lives are unpredictable, you have five “free passes” for unexcused absences (no need to notify me in advance). I will excuse absences only for very good cause. Your sixth unexcused absence may trigger a significant penalty to your final course grade. At my option, I may drop you from the course or give you an F upon a seventh unexcused absence.

Final Exam

Except for any adjustments due to unexcused absences, the final exam will constitute 100% of the course grade. The final exam will be a take-home exam, probably consisting of 2-3 essay questions and each with a maximum word count. Barring unforeseen problems with this schedule, the exam will be available April 30 at 9 am and due May 1 at 4 pm.

I strongly encourage you to review my past exams to understand my exam style. You can find past exams and sample answers at [my website](#) (note the law may have changed in the interim).

5. RECORDING. I intend to record most course sessions and post them online. If you have any concerns about your in-class comments being recorded, please let me know.

6. OFFICE HOURS. I can schedule a time to speak with you at your convenience. Please email me to make an appointment. I'm also happy to talk by email or phone.

7. CONTACT.

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In all emails to me related to this course, please put the word "IP" in the subject line to avoid unintentional deletion as spam.

More course-related materials, including an electronic copy of this syllabus, are available at www.ericgoldman.org.